

REMARKS/ARGUMENTS

With entry of this Amendment, Applicants elect to prosecute the subject matter of Group I, claims 1-11 and 24, drawn to nucleic acids. Claims 1-2, 5, 7-10, and 12-55 are cancelled without prejudice to further prosecution. New claims 56-58 are added.

Claims 3 and 11 are amended to recite stringent conditions. Support for this amendment is found throughout the application, for example at page 19, lines 8-11. These amendments are not narrowing amendments and add no new matter. Claims 3 and 11 are amended to remove reference to a human genomic library. These amendments are not narrowing amendments and add no new matter. Claims 4 and 6 formerly depended on cancelled claim 1 and are amended to depend from claim 3. These amendments are not narrowing amendments and add no new matter.

Claim 4 is amended to recite SEQ ID NO:4 and SEQ ID NO:54, in addition to SEQ ID NOs:2, 56, and 58. Support for this amendment is found throughout the specification, for example original claim 6. Claim 6 is amended to read on nucleic acids that encode an ADNF III polypeptide comprising the amino acid sequence of SEQ ID NO:1,3, 6, 55, 57, or 59. Support for this amendment is found throughout the application, for example at page 4, lines 21-32; and at page 5, lines 7-8 and 13-14. This amendment adds no new matter.

New claims 57-58 are directed to expression vectors comprising a nucleic acid that encodes an ADNF III polypeptide, host cells that comprise the claimed expression vectors, and methods to produce an ADNF III polypeptide using the claimed host cells. Support for these amendments is found throughout the application, for example at page 32, lines 2-23. This amendment adds no new matter.

CONCLUSION

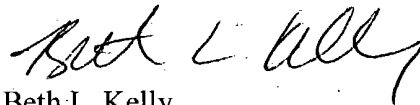
In view of the foregoing, Applicants believe all claims now pending in this Application are in condition for allowance. The issuance of a formal Notice of Allowance at an early date is respectfully requested.

Atty. Docket No. 015280-291300US
Preliminary Amendment dated 7/17/03
Gozes et al.

PATENT

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 415-576-0200.

Respectfully submitted,



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